

REMARKS

Claims 19-25 and 27-38 are currently pending in this application, with Claims 19, 22, and 23 being independent claims. Claims 19-20, 22-25, 28-29, 31-35, and 37-38 are rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent Application Publication No. 2004/0203946. Claims 21 and 27 are rejected under 35 U.S.C. §103(a) as being unpatentable over Wu in view of U.S. Patent No. 6,078,820 to Wells et al. (hereinafter, “Wells”). Claim 30 is rejected under 35 U.S.C. §103(a) as being unpatentable over Wu in view of U.S. Patent Application Publication No. 2001/0041560 to Tarkiainen et al. (hereinafter, “Tarkiainen”). Claim 36 is rejected under 35 U.S.C. §103(a) as being unpatentable over Wu in view of U.S. Patent Application Publication No. 2003/0100336 to Cronin.

Regarding the rejections of Claims 19-25 and 27-38, these claims all rely upon Wu. However, the §1.131 Declaration filed on June 15, 2009 has antedated Wu, and thereby disqualified Wu as a reference. Therefore, the rejections of Claims 19-25 and 27-38 are invalid.

Based on at least the foregoing, withdrawal of any and all rejections based all or in part on Wu must be withdrawn.

Accordingly, all of the claims pending in the Application, namely, Claims 19-25 and 27-38, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicants' attorney at the number given below.

Respectfully submitted,



Paul J. Farrell
Reg. No. 33,494
Attorney for Applicants

THE FARRELL LAW FIRM, LLP
290 Broadhollow Road, Suite 210 E
Melville, New York 11747
Tel: (516) 228-3565
Fax: (516) 228-8475